



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/962,271	10/31/97	FREEMAN	G 04644/048001

G ROGER LEE ESQ
FISH & RICHARDSON
225 FRANKLIN STREET
BOSTON MA 02110-2804

QM12/0114

EXAMINER	
FOSTER T	
ART UNIT	PAPER NUMBER
3729	15
DATE MAILED:	
01/14/00	

herewith

Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents.

Art Unit: 3728

NOTIFICATION OF INCOMPLETE RESPONSE

The reply filed on Oct 25, 1999 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): (1) The response fails to underline all of the wording of each of claims 23 and 26 in accordance with 37 CFR 1.121(b) (2) (I) (A) which requires that an amendment must be made relative to the patent claims. (2) And the response fails to include a supplemental reissue declaration that has a statement in accordance with 37 CFR 1.175(b) (1), regarding errors made under 35 U.S.C. 112, second paragraph which are now overcome by the amendment to claims 13 and 20-22, as was called for in the advisory action mailed on Oct 20, 1999. These errors were not covered by the original reissue declaration, and therefore Applicant must state that these errors arose without deceptive intention on the part of the applicant. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

For contacting the PTO by phone, the following contact numbers may be used:

For tracking of papers and association of papers with cases --
Clerical supervisors:

Ebony Smith (703)305-3570

For matters regarding examination -- Examiner:
Jim Foster (703)308-1505

Application/Control Number: 08/962,271

Page 3

Art Unit: 3728

For faxing of correspondence:

Draft amendments only-(703)308-7769

(Examiner should be notified of fax)

Formal correspondence-(703)305-3579 or 305-3580

For petitions:

Before the Examiner . (703)308-1505

Before the Director . (703)308-3872

Other petitions . . . (703)305-9282

Jimmy G. Foster
JIMMY G. FOSTER
PRIMARY EXAMINER
GROUP 3720 1/7/00

JGF
January 7, 2000